

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

3746  
#6

|  |                             |                            |             |
|--|-----------------------------|----------------------------|-------------|
| <b>TRANSMITTAL<br/>FORM</b><br><i>(to be used for all correspondence after initial filing)</i> | <b>Application Number</b>   | 09/787,651                 |             |
|  | <b>Filing Date</b>          | June 28, 2001              |             |
|  | <b>First Named Inventor</b> | Dieter Otto                |             |
|  | <b>Group Art Unit</b>       | 3746                       |             |
|  | <b>Examiner Name</b>        |                            |             |
| <b>Total Number of Pages in This Submission</b>  |                             | <b>Attorney Docket No.</b> | 1589.GLE.PT |

| ENCLOSURES (check all that apply)   |   |  |
|---|---|--|
| <input type="checkbox"/> Amendment / Response<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Appeal Communication:<br><input type="checkbox"/> Appeal Notice<br><input type="checkbox"/> Appeal Brief<br><input type="checkbox"/> Reply Brief<br><input type="checkbox"/> Assignment with Cover Sheet<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Check in the amount of \$____<br><input type="checkbox"/> Declaration Claiming Small Entity Status for:<br><input type="checkbox"/> Independent Inventor<br><input type="checkbox"/> Small Business Concern<br><input type="checkbox"/> Non-Profit Organization<br><input type="checkbox"/> Declaration & Power of Attorney<br><input type="checkbox"/> Drawings ____ sheets<br><input type="checkbox"/> Formal <input type="checkbox"/> Informal | <input type="checkbox"/> Extension of Time Request ____ month<br><input type="checkbox"/> Fee Calculation Table<br><input checked="" type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> § 1.97 (1)<br><input type="checkbox"/> § 1.97 (2)<br><input type="checkbox"/> § 1.97 (3)<br><input checked="" type="checkbox"/> Form 1449<br><input checked="" type="checkbox"/> Copies of IDS References<br><input type="checkbox"/> Issue Fee Transmittal & Advance Order | <input type="checkbox"/> Maintenance Fee Transmittal ____ year<br><input type="checkbox"/> Missing Parts Response<br><input type="checkbox"/> Notification of Change of Attorney Address & Docket Number<br><input checked="" type="checkbox"/> Return Postcard<br><input type="checkbox"/> Revocation & Power of Attorney<br><input type="checkbox"/> Status Inquiry<br><input type="checkbox"/> Other: |
| <b>Remarks</b><br><div style="text-align: right; border: 1px solid black; padding: 5px;">RECEIVED<br/>SEP - 5 2001<br/>TC-3700 MAIL ROOM</div>  |   |  |

| SIGNATURE OF APPLICANT, ATTORNEY OR AGENT  |  |      |         |
|--|--|------|---------|
| Attorney for Applicant   | Randall B. Bateman, Registration No. 37,774<br>Morriss, Bateman, O'Bryant & Compagni, P.C.<br>5882 South 900 East, Suite 300<br>Salt Lake City, Utah 84121<br>(801) 685-2302 telephone; (801) 685-2303 facsimile |      |         |
| Signature  |  | Date | 8-29-01 |
| CERTIFICATE OF MAILING UNDER 37 CFR § 1.8  |  |      |         |
| I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, on the date indicated below, in an envelope addresses to Assistant Commissioner for Patents, Washington, D.C. 20231. |  |      |         |
| Typed or Printed Name  | Randall B. Bateman   |      |         |
| Signature  |  | Date | 8-29-01 |



PATENT APPLICATION  
DOCKET NO. 1589.GLE.PT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Dieter Otto  
SERIAL NO.: 09/787,651  
FILED: June 28, 2001  
FOR: VACUUM PUMP  
ART UNIT: 3746  
EXAMINER:  
DOCKET NO.: 1589.GLE.PT

CERTIFICATE OF DEPOSIT  
UNDER 37 C.F.R. § 1.8

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Randall B. Bateman

8-29-01  
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INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97

Assistant Commissioner of Patents  
Washington, D.C. 20231

Sir:

Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). Applicant respectfully submits that this Information Disclosure Statement is filed pursuant to 37 C.F.R. § 1.97 (b), within three months of the filing date of the application, within three months of the date of entry of the national stage set forth in § 1.491 in an international application or before the mailing date of a first Office action on the merits and requests that the references cited in the enclosed form PTO-1449 be made of record in the above-captioned application. While no representation is made that any of these references may be "prior

TC 3700 MAIL ROOM

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Assistant Commissioner for Patents  
August 29, 2001  
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art" within the meaning of that term under 35 U.S.C. §§ 102 or 103, the enclosed list of references is disclosed so as to fully comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

Moreover, while no representation is made that a specific search of office files or patent office records has been conducted or that no better art exists, the undersigned attorney of record believes that the references listed, together with any other references which may have been previously submitted or listed, are the closest to the claimed invention (taken in its entirety) of which the undersigned is presently aware, and no art which is closer to the claimed invention (taken in its entirety) has been knowingly withheld.

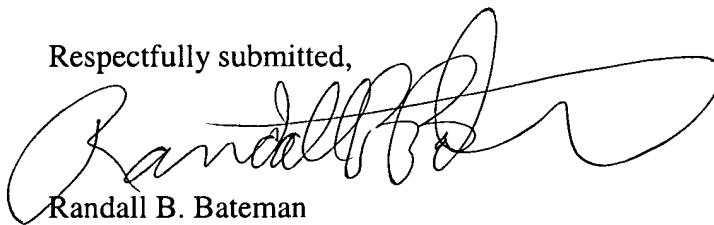
In accordance with 37 C.F.R. §§ 1.97 and 1.98, a copy of each listed reference (or relevant portion thereof) which was not previously submitted to, or cited by, the Patent Office is also enclosed.

Since all listed references are either in the English language or are accompanied by a translation into English, no concise explanation of relevance is required under 37 C.F.R. § 1.98(a)(3).

Please charge any additional fees or credit any overpayment to Deposit Account No. 50-0881.

DATED this 29 day of August, 2001.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Randall B. Bateman", written over a horizontal line.

Randall B. Bateman  
Attorney for Applicant  
Registration No. 37,774

Assistant Commissioner for Patents  
August 29, 2001  
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## Certificate of Accuracy

I, Aron Davidson of TransPerfect Translations, Inc. do hereby declare that the following is to the best of my knowledge and belief a true and correct translation of the following **German Patent Documents into English**. A copy of the translated text as well as the original German is attached.

I so declare under penalty of perjury under the laws of the State of California on this 28<sup>th</sup> day of August, 2001.

Aron Davidson  
TransPerfect Translations, Inc.  
San Diego, California

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